

**SEP 14 2006**

**NOT FOR PUBLICATION**

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

LUCAS JAMES MCCOY,

Defendant - Appellant.

No. 05-30400

D.C. No. CR-04-00116-SEH

MEMORANDUM\*

Appeal from the United States District Court  
for the District of Montana  
Sam E. Haddon, District Judge, Presiding

Submitted September 11, 2006\*\*

Before: PREGERSON, T.G. NELSON, and GRABER, Circuit Judges.

Lucas James McCoy appeals from his guilty-plea conviction and 141-month sentence for conspiracy to distribute marijuana and methamphetamine, and use, carry, or discharge of firearms during and in relation to a drug trafficking crime, all in violation of 18 U.S.C. § 924(c)(1)(A)(iii) and 21 U.S.C. §§ 841(a)(1) and

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\* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

\*\* This panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

846.

Pursuant to *Anders v. California*, 386 U.S. 738 (1967), counsel for McCoy has filed a brief stating there are no grounds for relief, and a motion to withdraw as counsel of record. McCoy has not filed a pro se supplemental brief.

Our independent review of the brief and the record, pursuant to *Penson v. Ohio*, 488 U.S. 75, 83 (1988), discloses no grounds for relief.

Counsel's motion to withdraw is **GRANTED**, and the district court's judgment is **AFFIRMED**.